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Attorneys for Defendant and Counterclaimant,  
BLOCKBUSTER INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

NETFLIX, INC., a Delaware corporation,  
Plaintiff,

v.

BLOCKBUSTER, INC., a Delaware  
corporation, DOES 1-50,

Defendant.

AND RELATED COUNTERCLAIMS

Case No. C 06 2361 WHA (JCS)

**STIPULATION AND ~~PROPOSED~~  
ORDER FOR ONE-DAY EXTENSION OF  
TIME FOR SUBMISSION OF  
STIPULATION REGARDING  
DISCOVERY DISPUTES**

Hearing Date: Jan. 12, 2007  
Time: 9:30 A.M.  
Courtroom: A, 15th Floor  
Magistrate Judge: Joseph C. Spero

Complaint Filed: April 4, 2006

2. Counsel for Netflix and Blockbuster conducted an additional in-person conference about these motions on December 8, 2006, and have been working diligently to resolve the outstanding issues. The parties have now reached agreement on the large majority of these issues, and there appears to be a serious prospect that they will be able to resolve every such issue. However, unanticipated complexities have arisen late in the process of trying to define and document a mutually satisfactory resolution of the few remaining issues, and counsel are unexpectedly finding themselves unable to complete the stipulation before midnight December 14, 2006.

3. The parties therefore stipulate and respectfully request that the time for filing of the stipulation referred to above be extended one day to December 15, 2006.

Dated: December 14, 2006

KEKER & VAN NEST, LLP

By: /S/  
Eugene Paige  
Attorneys for Plaintiff and Counte/claim Defendant,  
NETFLIX, INC.

Dated: December 14, 2006

ALSCHULER GROSSMAN STEIN & KAHAN LLP

By: /S/  
William J. O'Brien  
Attorneys for Defendant and Counterclaimant,  
BLOCKBUSTER INC.

**PURSUANT TO STIPULATION, IT SO ORDERED.**

Dated: December 15, 2006

HONORABLE J. C.  
UNITED STATES

